



DPW

## AMENDMENT TRANSMITTAL LETTER

Docket No.  
SPINE 3.0-446 CONT

Application No.  
10/715,969-Conf. #5368

Filing Date  
November 18, 2003

Examiner  
J. G. Blanco

Art Unit  
3738

Applicant(s): James D. Ralph, Stephen Tatar, and Joseph P. Errico

Invention: INTERVERTEBRAL SPACER DEVICE HAVING ARCH SHAPED SPRING ELEMENTS

### TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

#### CLAIMS AS AMENDED

|  | Claims<br>Remaining<br>After<br>Amendment | Highest<br>Number<br>Previously<br>Paid | Number<br>Extra Claims<br>Present | Rate |  |
|--|---|---|-----------------------------------|------|--|
| Total Claims   | 14  | - 20 =                                  |                                   |      |  |
| Independent<br>Claims  | 1   | - 3 =                                   |                                   |      |  |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> |   |   |                                   |      |  |
| Other fee (please specify):  |   |   |                                   |      |  |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:                                 |   |   |                                   |      |  |

☒ Large Entity

☐ Small Entity

☐ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

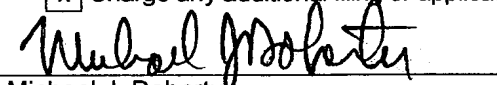
☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095  
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.



Dated: October 17, 2005

Michael J. Doherty  
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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

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Signature:  (Michael J. Doherty)



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Dated: October 17, 2005

Signature:

*Michael J. Doherty*  
(Michael J. Doherty)

Docket No.: SPINE 3.0-446 CONT  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Ralph et al.

Application No.: 10/715,969

Filed: November 18, 2003

For: INTERVERTEBRAL SPACER DEVICE  
HAVING ARCH SHAPED SPRING  
ELEMENTS

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: Group Art Unit: 3738

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: Examiner: J. G. Blanco  
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:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

The present Amendment is in response to the Office Action mailed April 21, 2005, in the above-identified application.